Pre records

App F IX 4

Previous Referenees 1928 (me)

me 8 26 & 40166

File No 161-28

Serial Nos 1-2

Later References

MC 3-52-29,30-

General and Revenue Secretariat.

Serial Nos

Part B for Secn 28

SUBJECT

Levy of a Special Sanitary Cess in the Chamarajanagar Municipality

To the Deputy Commissioner Mysore DI
L 4336 dy 19-12-1928
approves the rules framed by the above municipality for the introduction of a Special Sanitary Cess and to the entertainment of 6 scavengers

118/7/29

General and Revenue Secretariat

Rel File No. 167 of 1928

Serial No 1

Letter no Dy 1547/28 dy 14th Oct 1928 from the Dy Commissioner Mysore forwarding the resolution passed by the Council of Chamarajanagar re the levy of general Sanitary cess instead of Special Sanitary cess as the municipality had made no provision for necessary staff as required by Mal Regn

The Municipal Council of Chamarajanagar are of opinion that General Sanitary cess cess can not be utilised for the removal of night soil from private houses and this can be done by levy of special Sanitary cess They further say that they would entertain the necessary staff if they can levy the cess

As already pointed out the bye-laws can not be framed under Sec 48 (xx) of the Mal Regn But they may ~~propose~~ frame rules under S. 46(1) of the Regn

~~Sketch~~ Sketch Orders Along with the

NOTE—Contn Sheet

General and Revenue Secretariat

Mul File No 181 of 192 8

Serial No

Records a proposition statement for entertaining 6 Scavengers on Rs 10/- each per mensem has been forwarded

Submitted for orders.

Ch 8/11

The mul resolution says that the bye laws already sent up and published are all right Rules have first to be sanctioned & then the levy has to be simultaneously removal from the latrines & conservancy

K 8/11

Has the Municipal Council framed Rules for the purpose of augmenting the existing Municipal funds. If so the Rules should be submitted in the form of a Schedule to the Act.

KD 9/11

The Mul Council of Chamarajanagar have not framed Rules but they have framed bye-laws which have now been forwarded again for sanction Draft to the Dy Commr is done & is submitted for orders

Ch 16/10 K 17/11

NOTE—Contn Sheet

WD 01714—GPE—30 000—18-4-25

General and Revenue Secretariat

File No 161 of 192 8

Serial No

The Chamarajpet Municipal wants to introduce special sanitary cess under Sch 5 § (VI) of the Municipal Regn for the cleansing of private latrines in the area by the Municipal agency and to entertain 6 hands for the purpose at Rs 10 each per mensem. They propose to levy a fee of annas 4 for houses paying less than Rs 4 per annum and 8 annas a month for those paying above Rs 4 (vide para 6 of the bye laws sent).

It is stated that no objection has been received for the imposition of the cess. The proposal may perhaps be approved.

Strictly speaking no bye laws are required for this purpose they have to frame rules under sec 46 clause (1). The bye laws will be regarded as rules framed & issued accordingly.

2nd Member

15/11

Yes

CSS

30

Dy Secy

M

1/12

OFFICE OF THE S M OF COUNCIL
20 NOV 1928
No 3417

NOTE—Contn Sheet

WD 01714—GPB—30 000—18-4-28

4

App F III—2]

General and Revenue Secretariat

L 1718/

File No 161 of 192 4

Serial No

Draft sanctioning the rules & is submitted for approved

The rules may be approved as already & corrected by the Asst Secy ~~to the Govt~~ ~~dated~~ in 1927

The following may be added as preamble to the rules

The following rules ~~have been framed~~ are framed by the Chamarajanagar town under section 61(1) of the Mysore ~~Local~~ Act regarding the introduction of the daily Conservancy System in the municipal limits ~~under~~ under sec 461 and for imposing the Special Sanitary cess under sec 59(1) of the ~~Sanitary Regn~~ Municipal Laws Regn XII of 18 as sanctioned in Govt No 8

Govt as returned

WD 5712

L 4336 dt 15/12/28 of Mysore Sanction the rules

NOTE—Co tn Sheet

No D. 1547/28 Encl one file.

Office of the Deputy Commissioner
Mysore District

Dated Mysore 12th October 1928

From

A V Ramanathan, Esq B A,
Deputy Commissioner, Mysore District

To

R Ranga Rao Esq, B A, B L,
Secretary to the Government of
His Highness the Maharaja of Mysore
General Department *Bangalare*

GEN & REV SEC'T
16 OCT 1928
L S G BRANCH
1718
Mel 161-28-1

SUBJECT —

Levy of general sanitary cess - Chamarajanagar Municipality -

Sir

With reference to your letter No I 725/M 8-26-26 dated 4th April 1927 I have the honour to forward herewith the resolution passed by the Chamarajanagar Municipality on 19th November 1927 and the letter of the President of Chamarajanagar Municipality giving their opinion re the levy of general sanitary cess instead of special sanitary cess as the Municipality had made no provision for necessary staff as required by Municipal Regulation

They point out that General Sanitary Cess according to Municipal Regulation refers only for construction maintenance of both of public latrines and for removal of refuse and that the cess can not be utilised for the removal of night soil from private latrines and this can only be done by levy of special sanitary cess

There has been no objection to the levy of special sanitary cess The Municipality can only entertain the necessary staff if they can levy the cess they have proposed to collect taxes of one month in advance and propose to collect the cesses also in advance

All records including proposition statement for the

entertaining

6

entertaining the necessary staff accompany for reference

I have the honor to be

Sir

Your most obedient servant

Deputy Commissioner

Mysore District

A N

Town Municipal Council,

Chamarajnagar

The bye-laws framed by the Chamarajnagar town municipal council regarding the introduction of the daily conservancy system, within the municipal limits under Section 46(1) and of imposing the Special Sanitary Cess under Section 59-VI of the Mysore Municipal Regulation.

1. These bye-laws shall be brought to force from the date fixed by the municipal council after obtaining the approval of the government

2. The privy pits should be closed in such of the houses from which the night-soil can be removed and conveyed through lanes or other paths every day and the municipality shall serve a notice to the effect to the owners of such

Such houses Daily conservancy system shall be Brought to force with respect to such houses under the management of the municipality

3. The owners of such houses are required to construct their latrines at their own cost, and on failure of this condition the municipality shall construct them and the owners shall be liable to pay with interest and notice fees therefor to the municipality

4. The privies should be constructed with stones and mortar flooring, with adequate arrangements for conveniently removing the night-soil

5. The public are prohibited from committing nuisance in the open spaces near the public roads and buildings, Government offices and near the drinking water ponds and tanks and channels which supply water thereto They are further prohibited from making nuisance in the vicinity of wells and and any other place except those

P 2— those meant for the purpose and indicated by a notice-board fixed up at the spot

4 Arrangements for the daily removal of night-soil shall be made by the municipality

5 The said system shall be adopted with respect to such of the houses that are approved by the president to be conveniently situated for the purpose

6 A ~~Special~~ Sanitary Cess shall be imposed upon the owners of such houses according to the rate detailed below

Such of the houses owners who pay a mohatarfa of ~~Rs~~ 4—0—0 and below per year, shall be required to pay a cess of annas four only per month

Those that pay a mohatarfa exceeding ~~Rs~~ 4—0—0 per year, shall pay a cess of annas eight only per month

9 The said cess should be paid in advance within the 5th of every month

to the municipal tax collector and receipt should be obtained therefor on failure of such payment, action shall be taken against the defaulters in accordance with Sections 82 83 and 84 of the Mysore municipal regulation for the recovery of the amount

Any negligence shown in the daily removal of the night-soil, shall be reported forthwith to the municipal officers appointed to regulate the business, but if continued to the municipal office which directs the cause of complaint to be removed forthwith

Any person offending against the provisions of these bye-laws shall be liable to pay a fine not exceeding Rs 10/- to be prescribed on this behalf by a magistrate.

D Devendra
President.
Town Municipal Council
Channarayapatna

MC 161-28-2

Proceedings of the Govt of His Highness
the Maharaja of Mysore

Read -

Correspondence ending with letter No D 2 1547/28 dated 14th October 1928 from the Deputy Commissioner, Mysore District forwarding for sanction the draft bye-laws framed by the Municipal Council of Chamarajanagar to introduce special saritary cess for ~~the~~ cleaning ~~of~~ private latrines in the area by the Municipal agency and adding that no objections ~~thereto~~ the matter have been received and further proposing to entertain 6 scavengers for this purpose at Rs 10/- per month

Order No L 4336/Sun Bye laws

Dated, Bangalore the 9 December 1928

The Municipal Council of Chamarajanagar have stated that the bye-laws have been framed under Section 59(VI) of the Municipal Regulation Under the provisions of the Municipal ~~Council~~ Regulation no bye-laws are required for this purpose and only rules have to be framed under Section 46(1) of the Municipal Regulation

The draft bylaws forwarded by the Municipal Council ~~is~~ accordingly ~~revised and~~ approved as appended to this order as rules framed under 46(1) of the Act

The proposal of the Municipal Council to entertain six scavengers for the purpose is ~~also~~ sanctioned

ND 5/12

for General Secretary to Govt

To

The Deputy Commissioner, Mysore District with records

The Comptroller, Mysore Government

mk 4/5/12

Proceedings of the Government of His Highness
the Maharaja of Mysore

R e a d -

Correspondence ending with letter No D 2 1547/28 dated 14th October 1928, from the Deputy Commissioner, Mysore District, forwarding for sanction the draft bye-laws framed by the Municipal Council of Chamarajanagar to introduce special sanitary cess for cleaning private latrines in the area by the Municipal Agency and adding that no objections in the matter have been received and further proposing to entertain 6 scavengers for this purpose at Rs 10/- per month.

ORDER NO L 4336/ me 161-28-2

Dated, Bangalore, the 6th December 1928

The Municipal Council of Chamarajanagar have stated that the bye-laws have been framed under Section 59 (iv) of the Municipal Regulation Under the provisions of the Municipal Regulation, no bye-laws are required for this purpose and only rules have to be framed under Section 46 (i) of the Municipal Regulation

The draft bye-laws forwarded by the Municipal Council will accordingly be treated as rules framed under -- Section 46 (i) They are approved as appended to this order

The proposal of the Municipal Council to entertain six scavengers for the purpose is also sanctioned.

For General Secretary to Government

To

The Deputy Commissioner, Mysore District, with records
~~The Controller to the Government of Mysore~~

113

The rules framed by the Chamarajanagar Town Municipal Council under Section 46 (i) of the Municipal Regulation regarding the introduction of the daily conservancy system within the Municipal limits and for imposing the special sanitary cess under Section 59 vi of the said Regulation as sanctioned in Government Order No L. Dated, the 1928

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1 The privy pits should be closed in such of the houses from which the nightsoil can be removed and ~~xxxxx~~ conveyed through lanes or other paths every day; and the municipality shall serve a notice to the effect to the owners of such houses Daily conservancy system shall be brought to force with respect to such houses under the management of the Municipality

2 The owners of such houses are required to construct their latrines at their own cost; and on failure of this condition the Municipality shall construct them and the owners shall pay the cost thereof with interest and notice fees therefor to the Municipality

3 The privies shall be constructed with stones and morter flooring with adequate arrangements for conveniently removing the night soil

4 Arrangements for the daily removal of night soil shall be made by the municipality

5 The said system shall be adopted with respect to such of the houses that are approved by the President to be conveniently situated for the purpose

6 The sanitary cess shall be imposed upon the owners of such houses according to the rate detailed below Such of the houses owners who pay a monatarfa of 4-0-0 and below per bear, shall be required to pay a cess of annas four only per month Those that pay a mohatarfa exceeding Rs 4-0-0 per year, shall pay a cess of annas eight only per month

7 The said cess should be paid in advance within the 5th of every month to the municipal tax collector and receipt should be obtained therefor On failure of such payment, action shall be taken against the defaulters in accordance with Sections 82, 83 and

and 84 of the Mysore Municipal Regulation for the recovery of the amount

8 Any negligence shown in the daily removal of the night soil shall be reported forthwith to the Municipal Officers appointed to regulate the business, but if continued should be reported to the Municipal Office which may direct the cause of complaint to be removed forthwith

9 Any person offending against the provisions of these bye laws shall on production before a Magistrate be liable to pay a fine not exceeding Rs 10/-

For Secy to Govt